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SENATE BILL 709

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO GAME CONTROL; CREATING GAME AND FISH DEPARTMENT
LIABILITY FOR PROPERTY DAMAGE CAUSED BY GAME ANIMALS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of Chapter 17, Article 2 NMSA
1978 is enacted to read:

"[NEW MATERIAL] GAME ANIMALS--PROPERTY DAMAGE--DEPARTMENT
LIABILITY.--If the department of game and fish does not
intervene in an animal depredation within ninety days after a
landowner or a lessee or employee of the landowner files a
complaint of depredation with the department or if the game
animal, including a game mammal or quadruped and a game bird or
fowl, causes property damage within ninety days after a
landowner or a lessee or employee of the landowner files a
complaint of depredation with the department, the department
shall be liable for the property damage described in the
complaint and all other property damage caused by the game

underscored material = new
[bracketed material] = del etc

underscored material = new
[bracketed material] = delete

1 animal within ninety days of the date that the complaint was
2 filed. For the purposes of this section, "intervene" means a
3 solution proposed by the department to eliminate depredation."

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